MSS

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

PUBLIC INTEREST LITIGATION NO. 162 OF 2006

SIDDHESHWAR M. KAMURTHI .. PETITIONERS

Vs.

THE STATE OF MAHARASHTRA & ORS... RESPONDENTS

Mr. Ramdas P. Sabban for petitioner

Mr. Nitin Deshpande, AGP for Respondent No. 1.

Mr. R. S. Apte for Respondent No. 2

CORAM: **SWATANTER KUMAR, C.J.** &
SMT. RANJANA DESAI, J.

DATE: **JULY 05, 2007**.

P.C.

. In view of the reply affidavit filed on behalf of the Urban Development Department, the averments made in the petition appear to be incorrect.

2. The learned counsel appearing for the Corporation states that the fund of the Corporation is not available to the discretion of the Mayor per se. All expenditures are done in regular course of the business and accounts are placed before the house of the Corporation at the proper stage.

3. In view of this, we see no reason to keep this petition pending. It is disposed of, leaving the parties to bear their costs.

CHIEF JUSTICE

SMT. RANJANA DESAI, J.